

GENENT.053CP2



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PATENT

JND

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : CARTER et al.) Group Art Unit: 1644
))
Appl. No. : 08/779,457))
))
Filed : January 7, 1997))
))
For : WSX RECEPTOR AGONIST))
 ANTIBODIES))
))
Examiner : G. EWOLDT))

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JUN 26 2002

RESPONSE TO OFFICE ACTION

TECH CENTER 1600/2900

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

This paper is responsive to the Office Action mailed on May 17, 2001, setting a one month term for response. Applicants respectfully request that the Examiner consider the following remarks.

Claims 1-12 and 22-29 are currently pending. The Examiner found that the application contains inventions drawn to patentably distinct species and determined that an election of species is required. In particular, the Examiner found that Applicants must elect A) a specific antibody and B) a specific hypervariable region.

For the purposes of examination, Applicants elect A) antibody 2D7 and B) the hypervariable region of clone 3. Claims 10, 11 and 12 currently read on antibody 2D7 and claim 22 currently reads on the hypervariable region of clone 3.

Applicants respectfully submit that this application is in condition for allowance and such action is respectfully requested. If any issues remain or require further clarification the Examiner is respectfully requested to call Applicants' counsel at the number listed below in order to resolve such issues promptly.

Appl. No. : 08/779,457
Filed : January 7, 1997

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: June 17, 2002

By: Ginger R. Dreger

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Registration No. 33,055

Attorney of Record

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Case Docket No. GENENT.053CP2
Date: June 17, 2002
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In re application of : CARTER et al.
App. No. : 09/779,457
Filed : 08/779,457
For : January 7, 1997
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AGONIST ANTIBODIES
Examiner : G. R. Ewoldt
Art Unit : 1644

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C.
20231, on

June 17, 2002

(Date)

Ginger R. Dreger, Reg. No. 33,055

UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 2327
Arlington, VA 22202

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TECH CENTER 1600/2900

Sir:

Transmitted herewith is a Response to Office Action in the above-identified application.

The fee has been calculated as shown below:

CLAIMS AS FILED

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims 20	— 39	= 0 ×	\$18	= \$0
Independent Claims 1	— 3	= 0 ×	\$80	= \$0
If application has been amended to contain multiple dependent claim(s), then add			\$270	= \$0
Time Extension Fee				\$0
		TOTAL ADDITIONAL FEE FOR THIS AMENDMENT		\$0

- (X) Return prepaid postcard.
(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Ginger R. Dreger
Registration No. 33,055
Attorney of Record